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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Gary J. Nabel et al.

Appln. No.: 09/663,889

Filed: September 18, 2000

For: Kits For Site-Specifically Transforming Cells
In Vivo

Attorney Docket No: 8642/91

Examiner: Robert M. Kelly

Art Unit: 1632

Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- Amendment and Request for Reconsideration; Appeal Brief
 Return Receipt Postcard

Fee calculation:

- No additional fee is required.
 Small Entity.
 An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
 A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____.)
 An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Small Entity		Not a Small Entity			
				Rate	Add'l Fee	or	Rate	Add'l Fee	
Total		Minus			x \$25=		x \$50=		
Indep.		Minus			X100=		x \$200=		
First Presentation of Multiple Dep. Claim					+\$180=		+ \$360=		
						Total	\$	Total	\$

Fee payment:

- A check in the amount of \$_____ is enclosed.
 Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
 Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
 The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

June 9, 2005
Date

John Murray
John Murray, Ph.D. (Reg. No. 44,251)

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Case No. 8642/91

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gary J. Nabel *et al.*

Serial No.: 09/663,889

Examiner: Kelly, Robert M.

Filed: September 18, 2000

Group Art Unit: 1632

For: KITS FOR SITE-SPECIFICALLY
TRANSFORMING CELLS IN VIVO

AMENDMENT AND REQUEST FOR RECONSIDERATION
UNDER 37 C.F.R. § 1.116

MAIL STOP AFTER FINAL
COMMISSIONER FOR PATENTS
P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

Dear Sir:

In response to the August 26, 2004 Final Office Action and the May 25, 2005 Notification of a Non-Compliant Appeal Brief, Applicants request entry of the following remarks to put the claims in condition to be allowed or to place them in better condition for appeal: